



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No. : 10/829,544 Confirmation No. : 7295  
Applicant : Adam J. Almen  
Filed : April 22, 2004  
TC/A.U. : 3766  
Examiner : Natasha Patel  
Docket No. : 02010.3-us-01  
Title : APPARATUS AND METHOD FOR MONITORING HEART RATE  
VARIABILITY

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this document and the paper(s), as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 28, 2006

Mary Johnston  
Name

Mary Johnston  
Signature

**Amendment and Response Under 37 C.F.R. §1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated April 28, 2006, setting a three month shortened statutory period for response, please amend the above-identified patent application as follows:

Amendments to the Claims: Begin on page 2

Remarks/Arguments: Begin on page 7